Alberta
ENVIRONMENT

ENFORCEMENT OF THE

ENVIRONMENTAL PROTECTION AND ENHANCEMENT ACT

And

WATER ACT

1 Jul 2009 - 30 Sep 2009

July 2010
Environmental Management Division
Alberta Environment

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Enforcement Actions

1 Jul 2009 - 30 Sep 2009

Company/Individual	Municipality / LLD	Decision Date/ Penalty	Act/ Regulation	Comments / Disposition
Administrative Penalties				
Sturgeon Valley Fertilizers Ltd	Sturgeon County Plan 9420433, Lot 1	03-Jul-09 Assessed: $4,500.00	AEPEA(R) 24/97 5(1)(a)	The Company conducted an activity, the application of a pesticide (Liberty and Centurion) in a manner or at a time and place that causes or is likely to cause an adverse effect. Paid 4 August 2009.
876919 Alberta Ltd. (o/a West Country Weed Control)	Rimbey NE-13-42-3-W5	07-Jul-09 Assessed: $4,000.00	AEPEA(R) 24/97 5(1)(a)	The Company applied a pesticide, being a mixture of Vantage Plus Max, Arsenal and Milestone, in a manner that caused an adverse effect to the adjacent canola crop. Paid 27 July 2009.
Redcliffe Exploration Inc.	Leduc County 14-48-3-W5	09-Jul-09 Assessed: $11,500.00	AEPEA(R) 227(e)	The Company operates the Pembina Warburg Sour Gas Processing Plant pursuant to an Approval. It contravened its Approval by submitting the January, February, March, and April 2008 monthly source monitoring reports late; submitting the March 2009 monthly source monitoring report late; submitting the 2007 and 2008 Annual Summary and Evaluation Report late; late submission of the Soil Management Program Proposal; and failing to immediately report a Contravention of the Approval. Paid 21 July 2009.
Murray's Water Well Drilling	County of St. Paul Plan 0022351, Lot 3	15-Jul-09 Assessed: $4,500.00	WA 205/98 35	The Company contravened its Approval by failing to immediately reclaim water wells in accordance with the requirements outlined in the Water (Ministerial) Regulation.
Suncor Energy Inc.	MD of Wood Buffalo 24-92-10-W4	06-Aug-09 Assessed: $5,000.00	AEPEA(R) 227(e)	The Company operates an oil sands processing plant and mine. The Company failed to maintain the vapour control system and released vapours containing hydrocarbons and hydrogen sulphide to the environment from Tank 20D-1 which is not a permitted source of effluent emissions identified in the Approval. Further, the Company did not immediately report the release of said vapours as required by the Approval. Paid 1 September 2009.
Canadian Natural Resources Limited	Conklin NW-21-73-7-W4	03-Sep-09 Assessed: $4,500.00	AEPEA(R) 67(1) 227(e)	The Company operates the Kirby Enhanced Recovery In-Situ Oil Sands Plant pursuant to an Approval. It contravened its licence by failing to submit the decommissioning and final land reclamation plan and conducting the decommissioning activities without the required approval amendment. Paid 28

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Administrative Penalties				
				September 2009.
IBI Group Consultants Ltd & Beaverbrook St. Albert Ltd.	St. Albert NE-29-53-25-W4	09-Sep-09 Assessed: $3,500.00	WA 142(1)	The Parties did not exercise due diligence while conducting the activity of vegetation removal, filling or drainage in a water body, without first conducting a search for migratory bird nests or flightless birds prior to conducting the activity. Paid 9 October 2009.
Plains Midstream Canada ULC	Strathcona County SE-6-53-23-W4	25-Sep-09 Assessed: $13,000.00	AEPEA(R) 227(e)	The Company operates the Edmonton Terminal, bulk petroleum storage facility pursuant to an Approval. It contravened its license when it did not exercise appropriate due diligence concerning the failure to analyze and monitor Waste Water Systems, the submission of required annual reports and the failure to immediately report these contraventions of the Approval. Paid 7 October 2009.
Anchor's North Ltd. & Crippin, Hoby	Strathcona County SW-13-51-21-W4	29-Sep-09 Assessed: $2,000.00	WA 142(1)(h)	On or about October 3, 2007, Anchor's North Ltd. and Hoby Crippin commenced or continued an activity, being the construction of a berm on the bed and shore of a wetland and removal and disturbance of soil and aquatic vegetation from the bed and shore of the wetland without an Approval. Fine paid 7 October 2009.
Suncor Energy Inc.	MD of Wood Buffalo 26-92-10-W4 25-92-10-W4 24-92-10-W4 23-92-10-W4	29-Sep-09 Assessed: $4,000.00	AEPEA(R) 227(e)	The Company operates the Oil Sands Processing Plant and Mine pursuant to an Approval. It contravened its license when it did not exercise due diligence concerning the release of effluent streams (H2S and S02) into the atmosphere from a source that was not specified in the Approval as an approved source. Paid 1 October 2009.

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Enforcement Orders

No Activity

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Environmental Protection Orders				
1009078 Alberta Ltd.	Manning SW-30-91-23-W5	03-Jul-09	AEPEA(R) 183	Form 2 Environmental Protection Order issued pursuant to section 183 of the Environmental Protection and Enhancement Act to clean up the unsightly property. The Company must dispose of waste materials from the property in a legal manner and provide documentation of lawful disposal to Alberta Environment.

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		Field Warning		
No Activity				

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Prosecutions				
No Activity				

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		Tickets		
No Activity				

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Warning Letters				
Penn West Petroleum Ltd.	County of Lethbridge Plan 9512033, Lot 1	03-Jul-09	AEPEA(R) 227(e)	The Company operates the Kehoe sour gas processing plant pursuant to an Approval. It contravened its license with the failure of Vault Energy (amalgamated by Penn West in January 2008) to submit monthly air emissions reports for February through December of 2007. Those reports were due monthly following the month the data was to be recorded.
Olszowka, Allan	MD of Bonnyville SW-21-61-6-W4 Plan 0829297, Block 5, Lot 1B	10-Jul-09	WA 36(1)	Mr. Olszowka conducted an activity, unauthorized shoreline vegetation removal on or about May 5, 2009.
Carstairs, Town of	Mountain View County E-8-30-1-W5	21-Jul-09	WA 36	The Town of Carstairs conducted an activity, the trenching and pumping of water in a wetland without authorization on or about March 18, 2008.
Sweet Leaf	Innisfail	22-Jul-09	AEPEA(R) 43/97 7(1)(a)	The Company conducted an activity, the application of pesticides for hire or reward without a valid pesticide service registration.
Alberta Transportation	Calgary S-13-24-1-W5	29-Jul-09	WA 142(1)(e)	deGraaf Excavation Ltd. conducted an activity on Alberta Transportation's behalf, the unauthorized construction on or about December 10-12, 2008 in the Bow River for the Calgary Weir Modification Project.
Southhampton-Trane Inc.	Calgary	30-Jul-09	AEPEA(R) 110(1)(a)	The Company failed to immediately report the releases of substances into the environment, CFC-11 refrigerant, which may cause an adverse effect.
Hexion Specialty Chemicals Canada, Inc.	Edmonton Plan 0728566, Block B, Lot 13	04-Aug-09	AEPEA(R) 227(e)	The Company operates the Edmonton Chemical Manufacturing Plant pursuant to an Approval. It contravened its license with failure to operate pollution abatement equipment, to wit; the Methanol Vapour Balancing System, while operating process equipment, between late 2004 and May 17, 2007.
Sword Energy Inc.	Rosalind NW-16-44-18-W4	11-Aug-09	AEPEA(R) 227(e)	The Company operates the Rosalind (Holmberg) sour gas plant for the processing of natural gas pursuant to an Approval. It contravened its approval

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Warning Letters				
				by failing to meet the 2007 reporting requirement for the annual report for the emission source monitoring to the Director on or before March 15, 2008, including the requirement to submit monthly reports that had been outstanding since September 2007. Furthermore, the Company failed to immediately report to the Director, as required by its Approval, that the Sage Thermal Mass Flow Meters were reading incorrectly and found to be installed incorrectly on the LP and HP Flare Gas Lines once becoming aware November of 2007.
Big Eagle Inc.	Hinton	12-Aug-09	AEPEA(R) 109(2)	The Company conducted an activity, the release of a waste substance into the municipal sewer system on or before July 8, 2009.
Paysen, Dean B.	County of Camrose SE-22-47-20-W4	13-Aug-09	WA 36	Mr. Paysen conducted an activity, the excavating and placing of soil in a waterbody (wetland) without an Approval.
ClearTech Industries Inc.	Edmonton Plan 8121694, Block 5, Lot 7 Plan 66MC, Block 1, Lot 5	17-Aug-09	AEPEA(R) 227(e)	The Company operates the Edmonton Chemical Manufacturing Plant pursuant to Approvals 78-01-00 and 18617-01-00. It contravened its Approvals with failure to submit the following annual reports as per the timeline specified in approval: 78-01-00; the Annual Industrial Wastewater Report, the Annual Industrial Air Monitoring Report, and the Annual Waste Management Summary Report due March 31, 2009, and, Approval 18617-01-00; the Annual Air Emissions Summary and Evaluation Report and the Annual Industrial Wastewater Report due March 15, 2009.
ClearTech Industries Inc.	Edmonton Plan 8121694, Block 5, Lot 7	17-Aug-09	AEPEA(R) 227(e)	The Company operates the Edmonton Chemical Manufacturing Plant pursuant to an Approval. The Company failed to immediately report a contravention of the terms and conditions of the Approval. The contravention was a violation of clause 4.2.1 when ClearTech had a fire at the 11750 - 180 Street location on May 2, 2009.
Ma-Me-O Beach, Summer Village of	Ma-Me-O Beach S-3-46-28-W4	24-Aug-09	WA 142(1)(h)	The Village conducted an activity, in-water excavation and shoreline alteration activities in the beachfront area of Pigeon Lake without an approval in June,

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Warning Letters				
				2009.
Ritz, Greg	Clearwater County NE-21-39-7-W5	09-Sep-09	WA 36(1)	Mr. Ritz conducted an activity, excavation of the bank of the North Saskatchewan River and construction activities in April 2009 without an approval.
Titford, Allan	Clearwater County NE-21-39-7-W5	09-Sep-09	WA 36(1)	Mr. Titford conducted an activity, excavation of the bank of the North Saskatchewan River and construction activities in April 2009 without an approval.
Allen, Robert	Lacombe County SW-23-40-27-W4	10-Sep-09	WA 142(1)(h)	Mr. Allen conducted on-going construction activities creating surface and groundwater diversions without authorization.
Linde Canada Limited	Calgary Plan 8010816, Block 4, Lot 5, 6	10-Sep-09	AEPEA(R) 227(e)	The Company operates the Calgary acetylene manufacturing facility pursuant to an Approval. It contravened its license when two groundwater monitoring wells were found to be damaged and the other two wells were found to be unlocked during an inspection on May 5, 2009; it has failed to submit Annual Groundwater Reports since 2003; failed to submit the Soil Monitoring Proposal for 2008; and failed to submit a Decommissioning and Land Reclamation Plan to reclaim the plant prior to decommissioning.
Canadian National Railway Company	Yellowhead County 16-54-15-W5	11-Sep-09	AEPEA(R) 111(2) 117/93 4(1)	The Company released 38,000 litres of diesel on March 20, 2009 that may cause, is causing, or has caused an adverse effect, and failed to meet the requirement to submit a report in writing where required by the regulations. This report was due on March 27, 2009; however was not received until May 20, 2009.
Mandziuk, Harvey	Waskatenau NE-31-59-19-W4	22-Sep-09	WA 36(1)	Mr. Mandziuk conducted an activity, unauthorized rock disposal in Waskatenau Creek commencing on or about June 19, 2009.
Yurchak, Mitch	MD of Rocky View Plan 9310786, Block 1, Lot 12	28-Sep-09	WA COP	Mr. Yurchak conducted an activity, the excavation of materials from the shore of the Bow River on May 29, 2009 upstream of the Bearspaw Plant before first

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Warning Letters				
			3(1)	providing proper notice to AENV.

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Water Management Orders				
No Activity				